

600/3738

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON THE DATE INDICATED BELOW.

BY:

Donna C. Parks

DATE:

July 22, 1998

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7-30-98



PATENT

Box Non-Fee Amendment

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of
Han Grundei et al.

: Group Art Unit

Appln. No.: 09/079,618

: Examiner:

RECEIVED

Filed: May 15, 1998

JUL 28 1998

For: FEMUR ENDOPROSTHESIS FOR
ARTIFICIAL HIP JOINT

: Attorney Docket

GROUP 3200

: No. 8056-80 (E 1875)

INFORMATION DISCLOSURE STATEMENT

It is requested that the enclosed reference(s) listed on the attached Information Disclosure Citation Form PTO-1449 be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

The enclosed references were cited in an Office Action from corresponding German patent application 197 20 493.7, copy enclosed. A translation of the pertinent portion of the Action is attached.

Independent consideration and acknowledgment of the enclosed reference(s) are respectfully requested.

Respectfully submitted,

HANS GRUNDEI ET AL.

22 July 1998

(Date)

By:

Randolph J. Huis

RANDOLPH J. HUIS

Registration No. 34,626

PANITCH SCHWARZE JACOBS & NADEL, P.C.

One Commerce Square

2005 Market Street - 22nd Floor

Philadelphia, PA 19103-7086

Telephone: (215) 965-1302

Facsimile: (215) 567-2991

E-Mail: rjh@psjn.com



Attorney Docket No.
8056-80
U.S. Application No. 09/079,618

TRANSLATION OF PAGE 2 OF OFFICE ACTION DATED MARCH 10, 1998
FROM THE GERMAN PATENT OFFICE RE: APPLICATION NO. 197 20 493.7

- (1) WO 81/01510
- (2) FR 2 626 169 A1

Opposing state of the art references which would prevent patenting cannot be found. The publication (1) is named as supplementary to the known state of the art. Already known in the examination proceeding is publication (2) which is named in the application, in particular Fig. 4 is referred to.

Claims 1-6 which were entered on May 16, 1997 are in the present version expected to be allowable. However, in claim 6 the reference back must be to claim 5 because the flange (11') is first introduced in claim 5. This change can officially ensue.

If the Applicant does not wish to amend the state of the art in the specification introduction, the grant of a patent can follow with the present version of the background. This will be offered on appropriate notification.